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[Legal Notice No. 59]

THE LOCAL GOVERNMENT ORDINANCE  
(Cap. 14)

THE EASTERN ISLANDS COUNCIL (DOGS) BYE-LAWS 1976

IN exercise of the powers conferred by section 50 of the Local Government Ordinance, the Eastern Islands Council, in pursuance of a resolution dated the 20th day of August 1975 hereby makes the following bye-laws:-

1. These bye-laws may be cited as the Eastern Islands Council (Dogs) Citation, Bye-laws 1976.

2. In these bye-laws –

Interpre-  
tation.

"Council" means the Eastern Islands Council;

"dog" means a dog, whether male or female, not less than six months old;

"licence" means a valid licence issued under bye-law 4;

"owner", in relation to a dog, means the keeper of that dog and includes the occupier of any premises in which it is ordinarily kept or permitted to live or remain and includes any person in whose care the dog may temporarily be, whether loose or confined, or who may harbour it.

3. (1) No person shall keep any dog within the limits of authority of the Council unless he shall have taken out and is in lawful possession of a licence in his own name in respect of that dog. Offence to keep unlicensed dog.

(2) Any person who contravenes the provisions of this bye-law shall be guilty of an offence and liable to a fine of ten dollars or in default of payment to imprisonment for one month.

4. (1) Upon application therefor by or on behalf of the owner of any dog, submission of the information required to be entered in the register maintained under bye-law 5, and upon payment of the appropriate fee prescribed in the Schedule, the Council shall issue a licence in the name of the owner in respect of that dog. Applications for and issue of licences.

(2) Every licence issued under these bye-laws shall remain valid until the 31st day of December in the year of issue, and shall then cease to be valid.

(3) Upon application therefor and payment of the appropriate fee prescribed in the Schedule, the Council may issue a duplicate licence and may transfer any licence.

5. The Council shall maintain a register of all licences issued under these bye-laws, of the transfer of such licences, and of the names and addresses of owners and the descriptions of licensed dogs. Register of licences.

6. It shall be the duty of the owner of every dog to ensure that such dog does not on any street, public road, public pathway or in any public place attack any person or domestic animal, and if any dog shall in any place to which the public resort or have access attack any person or domestic animal the owner of that dog shall be guilty of an offence and liable to a fine of ten dollars or in default of payment to imprisonment for one month. Duty of owner to prevent attacks.

Control of bitches. 7. Any person who, being the owner of a bitch in season, fails to keep it under proper control, or fails to restrain it from running loose in any place to which the public resort or have access shall be guilty of an offence and liable to a fine of ten dollars or in default of payment to imprisonment for one month.

Powers of authorised persons, police officers etc. 8. It shall be lawful for any person authorised by the Council in writing for the purposes of this bye-law, or any police officer or area constable at all reasonable times to demand the production of any dog licence for inspection and to make enquiries to ascertain whether any breach of these bye-laws has been committed.

Obstruction of authorised persons, police officers etc. 9. Any person who obstructs or impedes any person authorised under bye-law 8, any police officer or area constable acting in the due exercise of his powers under these bye-laws, or who makes any false statement to any such person when acting as aforesaid, or who refuses or fails without lawful excuse to produce any licence which he is duly required to produce, shall be guilty of an offence and liable to a fine of ten dollars or in default of payment to imprisonment for one month.

10. In any proceedings arising out of or under these bye-laws, every dog shall be presumed to be over the age of six months and the onus of proving the contrary shall be on him who so alleges.

L.N. 72/71 p.159. 11. The Santa Cruz Council (Dogs) Bye-Laws 1970 are hereby revoked.

SCHEDULE		Bye-Law 4
<u>Particulars</u>	<u>Period</u>	<u>Fee</u>
Licence - in respect of a male dog	Per year or part thereof	50¢
Licence - in respect of a female dog	Per year or part thereof	60¢
Transfer of licence		30¢
Duplicate licence		30¢

Made under the common seal of the Eastern Islands Council at Santa Cruz this 4th day of September 1975.

M. BONUNGA  
President of the Council

Approved by the Minister this 16th day of June 1976.

J. FIFI  
Minister of Home Affairs

Published and exhibited at the office of the Eastern Islands Council  
this twelfth day of July 1976.

P. SMILEY  
Clerk to the Eastern Islands Council

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